IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 4962 of 2004

Between:

Mohd.Azeem S/o.H.Nabi Saheb Andhra Pradesh State Wakf Board, Hyderabad. R/o.Hyderabad.

..... PETITIONER

AND

1 The Chief Executive Officer, Andhra Pradesh State Wakf Board Nampally, Hyderabad.
2 The Principal Secretary to Govt., Minorities Welfare(Wakf) Department, Secretariat, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the action of the 1st respondent in directing the petitioner to give undertaking to forego (2) future increments and foregoing salary from the date of joining dated 05-08-2003 as conditions precedent to accept the joining duty of the petitioner vide Memo No.E1/16/02, dated 27.02.2004 is illegal, arbitrary and unjust by issuing a appropriate writ or order or directions and consequently direct the 1st respondent to pay the arrears of the salaries along with other emoluments which the petitioner is entitled to as per law.

Counsel for the Petitioner: MR.M.V.S.SURESH KUMAR

Counsel for the Respondent No.1 : MR.A.M.QURESHI

Counsel for the Respondent No2.: G.P. for Social Welfare

The Court made the following :

ORAL ORDER:

The learned counsel for the petitioner seeks permission of this Court to withdraw the writ petition.

Permission is accorded.

The writ petition is dismissed as withdrawn in the light of the Memo F.No.E1/16/2002, dated 28.5.2005 issued by the 1st respondent-Chief Executive Officer. In the circumstances of the case, there shall be no order as to costs.

(K.C. BHANU, J.)

10th June, 2005

bcj

To

1 The Chief Executive Officer, Andhra Pradesh State Wakf Board Nampally, Hyderabad.
2 The Principal Secretary to Govt., Minorities Welfare(Wakf) Department, Secretariat, Hyderabad.

3 Two C.Cs. to the Government Pleader for Social Welfare, High Court Buildings, Hyderabad (OUT)

4 Two C.D. copies